

The Honorable Ricardo S. Martinez

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

KENNETH FLEMING, JOHN DOE, R.K.
and T.D.

Plaintiff,

v.

THE CORPORATION OF THE
PRESIDENT OF THE CHURCH OF
JESUS CHRIST OF LATTER-DAY
SAINTS, a Utah corporation sole, a/k/a
"MORMON CHURCH"; LDS SOCIAL
SERVICES a/k/a LDS FAMILY SERVICES,
a Utah corporation

Defendant.

NO. 04-2338 RSM

**DECLARATION OF MARCUS B.
NASH IN SUPPORT OF
DEFENDANTS' MOTIONS FOR
SUMMARY JUDGMENT**

**Note on Motion Calendar for:
Friday, February 3, 2006**

MARCUS B. NASH declares:

1. I am one of the attorneys of record for defendants in the above-captioned matter, and I make this declaration on personal knowledge and belief.

2. Attached hereto as Exhibit A is a true and correct copy of selected portions of the transcript of the deposition of plaintiff R.K. taken August 29, 2005.

3. Attached hereto as Exhibit B is a true and correct copy of selected portions of the transcript of the deposition of D.K. taken March 2, 2005.

1 4. Attached hereto as Exhibit C is a true and correct copy of selected
2 portions of the transcript of the deposition of plaintiff T.D. taken September 7, 2005.

3 5. Attached hereto as Exhibit D is a true and correct copy of selected
4 portions of the transcript of the deposition of Jon Conte PhD taken October 21, 2005.

5 6. Attached hereto as Exhibit E is a true and correct copy of selected
6 portions of the transcript of the deposition of plaintiff John Doe taken July 20, 2005.

7 7. Attached hereto as Exhibit F-1 is a true and correct copy of a report
8 prepared by Stuart Greenberg PhD dated September 7, 2005 regarding John Doe.

9 8. Attached hereto as Exhibit F-2 is a true and correct copy of a report
10 prepared by Stuart Greenberg PhD dated September 7, 2005 regarding Kenneth
11 Fleming.

12 9. Attached hereto as Exhibit G is a true and correct copy of selected
13 portions of the transcript of the deposition of plaintiff Kenneth Fleming taken July 20,
14 2005.

15 10. Attached hereto as Exhibit H is a true and correct copy of selected
16 portions of the transcript of the deposition of Richard Pettit taken December 13, 2005.

17 11. Attached hereto as Exhibit I is a true and correct copy of portions of the
18 transcript of the deposition of Richard Pettit taken December 13, 2005.

19 12. Attached hereto as Exhibit J is a true and correct copy of the recently-filed
20 opinion in Melanie H. v. Defendant Doe, et al., No. 04-2596 (D. So. Cal. Filed
21 December 21, 2005).
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1 I certify under the laws of the State of Washington and of the United
2 States that the foregoing is true and correct.

3 Signed at Seattle, Washington this 6th day of January, 2006.

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5 /s/ Marcus B. Nash via ECF
6 MARCUS B. NASH, WSBA #14471
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Certificate of Service

I certify that on the date noted below I electronically filed this document entitled ***Declaration of Marcus B. Nash in Support of Defendants' Motion for Summary Judgment*** with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following persons, as well as via messenger:

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DATED this 6th day of January, 2006, at Seattle, Washington.

/s/ Marcus B. Nash via ECF